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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JOSHYMAR ESTRADA,  
  
Defendant.

CASE NO. 1:22-CR-00149-JLT-SKO

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
ORDER

DATE: August 16, 2023

TIME: 1:00pm

COURT: Hon. Sheila K. Oberto

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on August 16, 2023.
2. By this stipulation, defendant now moves to continue the status conference until October 18, 2023, and to exclude time between August 16, 2023, and October 18, 2023, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case has been provided. The government is aware of its ongoing discovery obligations.
  - b) The government has a newly assigned attorney to this matter, who provided defendant with a plea agreement on May 31, 2023.

1 c) Counsel for defendant desires additional time to confer with his client about a  
2 possible resolution, to review discovery, conduct any additional investigation necessary as a  
3 result of the plea offer, and to otherwise prepare for trial.

4 d) Counsel for defendant believes that failure to grant the above-requested  
5 continuance would deny him/her the reasonable time necessary for effective preparation, taking  
6 into account the exercise of due diligence.

7 e) The government does not object to the continuance.

8 f) Based on the above-stated findings, the ends of justice served by continuing the  
9 case as requested outweigh the interest of the public and the defendant in a trial within the  
10 original date prescribed by the Speedy Trial Act.

11 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
12 et seq., within which trial must commence, the time period of August 16, 2023 to October 18,  
13 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
14 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
15 of the Court's finding that the ends of justice served by taking such action outweigh the best  
16 interest of the public and the defendant in a speedy trial.

17 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
18 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
19 must commence.

20  
21 IT IS SO STIPULATED.

22 Dated: July 27, 2023

PHILLIP A. TALBERT  
United States Attorney

24 /s/ STEPHANIE M. STOKMAN  
25 STEPHANIE M. STOKMAN  
Assistant United States Attorney

26 /s/ YAN SHRAYBERMAN

27 Dated: July 27, 2023

28 YAN SHRAYBERMAN  
Counsel for Defendant  
JOSHUMAR ESTRADA

**ORDER**

IT IS SO ORDERED.

DATED: 7/28/2023

*Sheila K. Oberto*

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Hon. Sheila K. Oberto  
United States Magistrate Judge